

## FACSIMILE COVER SHEET

FAX RECEIVED

MAY 07 2002

GROUP 3700

BRINKS

HOFER

GILSON

&amp; LIONE

Date: May 7, 2002

To: Commissioner for Patents  
Fax No: 703-872-9302From: Robert N. Carpenter  
Tel. No: 312-321-4207

Client No: 659/921

No. of Pages  
(inc. this page): 7

Confirmation Copy To Follow: No

IF YOU HAVE ANY PROBLEMS RECEIVING THIS MESSAGE,  
PLEASE CALL 312-321-4200 AND ASK FOR: BRIDGET NWAOKAI (x4337)

THIS MESSAGE IS INTENDED ONLY FOR THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED. IT MAY CONTAIN PRIVILEGED, CONFIDENTIAL, ATTORNEY WORK PRODUCT, OR TRADE SECRET INFORMATION WHICH IS EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAWS. IF YOU ARE NOT THE INTENDED RECIPIENT, OR AN EMPLOYEE OR AGENT RESPONSIBLE FOR DELIVERING THE MESSAGE TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION, OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS MESSAGE IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE (AND ALL COPIES) TO US BY MAIL AT THE ABOVE ADDRESS. WE WILL REIMBURSE YOU FOR POSTAGE.

10 04/16/93  
37M  
COVER MESSAGE:A Professional Corporation  
Intellectual Property AttorneysNBC Tower - Suite 3600  
455 N. Cityfront Plaza Drive  
Chicago, Illinois 60611-5599  
Facsimile 312-321-4299  
Telephone 312-321-4200San Jose, CA  
Indianapolis, IN  
Ann Arbor, MI  
Arlington, VA

TRANSMITTAL LETTER			Case No. 659/921
Serial No. 10/041,693	Filing Date January 7, 2002	Examiner B. Snow	Group Art Unit 3738
Inventor(s) Margaret Ann Kato et al.			
Title of Invention Waist Elastic System With Improved Elastic Decay Properties For A Training Pant			

## TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is Supplemental Preliminary Amendment.

Small entity status of this application under 37 CFR § 1.27 has been established by verified statement previously submitted.

A verified statement to establish small entity status under 37 CFR §§ 1.9 and 1.27 is enclosed.

Petition for a \_\_\_\_\_ month extension of time.

No additional fee is required.

The fee has been calculated as shown below:

					Small Entity		Other Than Small Entity	
					Rate	Add'l Fee	Rate	Add'l Fee
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra				
Total		Minus			x \$9 =		x \$18 =	
Indep.		Minus			x 42 =		x \$84 =	
First Presentation of Multiple Dep. Claim					+ \$140 =		+ \$280 =	
					Total add'l fee	\$	Total add'l fee	\$

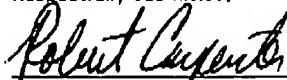
Please charge Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE) in the amount of \$. A duplicate copy of this sheet is enclosed.

A check in the amount of \$ \_\_\_\_\_ to cover the filing fee is enclosed.

The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this communication or credit any overpayment to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

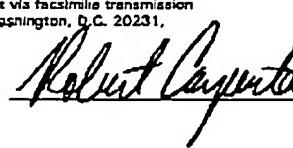


Robert N. Carpenter  
Registration No. 40,409  
Attorney for Applicant

BRINKS HOFER GILSON & LIONE  
P.O. BOX 10395  
CHICAGO, ILLINOIS 60610  
(312) 321-4200

I hereby certify that this correspondence is being sent via facsimile transmission (703-872-9302) to the Commissioner for Patents, Washington, D.C. 20231, on May 7, 2002.

Date: May 7, 2002

Signature: 

rev. Dec.-00

#6 PRE. AMDT. B  
4/14 9/10/02

I hereby certify that this correspondence is being sent via facsimile (703-872-9302) to the Commissioner for Patents, Washington D.C. 20231, on:

May 7, 2002

Date of Transmission

Robert N. Carpenter

Name of Applicant, Assignee or  
Registered Representative

*Robert Carpenter*

Signature

May 7, 2002

Date of Signature

Our Case No. 659/921

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:	)	
	)	
Margaret Ann Kato, et al.	)	
	)	
Serial No.: 10/041,693	)	Examiner: B. Snow
	)	
Filing Date: January 7, 2002	)	Group Art Unit No. 3738
	)	
For WAIST ELASTIC SYSTEM WITH	)	
IMPROVED ELASTIC DECAY	)	
PROPERTIES FOR A TRAINING	)	
PANT	)	

**SUPPLEMENTAL PRELIMINARY AMENDMENT**

Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

Prior to examination of the above-identified application, please amend the application as follows:

**IN THE CLAIMS**

Please cancel claim 1.